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APPLICATION OF CONROE RESORT UTILITIES, LLC AND UNDINE TEXAS, LLC AND UNDINE TEXAS ENVIRONMENTAL, LLC FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN MONTGOMERY COUNTY § **PUBLIC UTILITY COMMISSION OF TEXAS**

**ORDER NO. 28
REQUIRING CLARIFICATION**

This Order addresses the Office of Public Utility Counsel’s May 12, 2023 request for hearing and Commission Staff’s May 19, 2023 reply.

In its hearing request, OPUC did not list any issues or reasons for requesting a hearing. In its reply to OPUC’s hearing request, Commission Staff states that it conferred with OPUC, and that OPUC is requested a hearing on the phased-in rates issue discussed in Order No. 14. Commission Staff opines that the best course of action would be to certify this issue to the Commission and requests that OPUC’s hearing request be denied. OPUC has not filed a response to Commission Staff’s reply.

By June 8, 2023, OPUC must file a response to Commission Staff’s May 19, 2023 reply and clarify whether it only seeks a hearing on the phased-in rate issue discussed in Order No. 14, whether it seeks to have this issue certified before the Commission, and whether it withdraws its hearing request.

Signed at Austin, Texas the 25th day of May 2023.

PUBLIC UTILITY COMMISSION OF TEXAS



**KATIE MOORE MARX
ADMINISTRATIVE LAW JUDGE**